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6 UNITED STATES DISTRICT COURT

7 EASTERN DISTRICT OF CALIFORNIA

8
9 JOHN MARTINEZ,

1: 05 CV 0077 AWI DLB P

10 Plaintiff,

ORDER DIRECTING PLAINTIFF TO SUBMIT
USM 285 FORMS

11 v.

12 VASQUEZ, et.al.,

13 Defendants.
14 _____/

15 Plaintiff is a state prisoner proceeding pro se and in forma pauperis in this civil rights
16 action pursuant to 42 U.S.C. § 1983. Pending before the Court is the complaint filed January 19,
17 2005. The complaint appears to state a cognizable claim for relief. Accordingly, IT IS
18 HEREBY ORDERED that:

19 1. Service is appropriate for the following defendants:

20 I. VASQUEZ

21 X. CANO

22 C. TERLE

23 D. ORTIZ

24 A. SCRIBNER

25 T. SURGES

26 2. The Clerk of the Court shall send plaintiff six (6) USM-285 forms, six (6)
27 summons, a Notice of Submission of Documents form, an instruction sheet and a
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copy of the complaint filed January 19, 2005.

3. Within THIRTY (30) DAYS from the date of this Order, plaintiff shall complete the attached Notice of Submission of Documents and submit the completed Notice to the Court with the following documents:
 - a. Completed summons;
 - b. One completed USM-285 form for each defendant listed above; and
 - c. Seven (7) copies of the endorsed complaint filed January 19, 2005.
4. Plaintiff need not attempt service on defendants and need not request waiver of service. Upon receipt of the above-described documents, the court will direct the United States Marshal to serve the above-named defendants pursuant to Federal Rule of Civil Procedure 4 without payment of costs.
5. The failure to comply with this Order will result in a Recommendation that this action be dismissed.

IT IS SO ORDERED.

Dated: April 28, 2005
3b142a

/s/ Dennis L. Beck
UNITED STATES MAGISTRATE JUDGE